

CALFRESH (CF) PROGRAM

REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input checked="" type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: 05/17/13	NEED RESPONSE BY: 05/22/13
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION: Placer	
3. PHONE NO.:	7. SUBJECT: CalFresh Excluded SSI Recipient Treatment of Income	
4. REGULATION CITE(S): see question 8	8. REFERENCES: (Include ACL/ACIN, court cases, etc. in references) NOTE: All requests must have a regulation cite(s) and/or a reference(s). 63-504.443, 63-503-.45, 663-402.226, 63-402.21, 63-402.14, 63-402.143	

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

A spouse is excluded because they receive SSI. Is the excluded spouse's Social Security disability income counted in the CalFresh benefits calculation?

I ask this because 63-503.443 provides that the eligibility and monthly allotment of any remaining household members of a household containing individuals excluded for being an SSI/SSP recipient shall be determined in accordance with the requirements for Nonhousehold members as specified in Section 63-503.45, and 63-503.45 provides the income and resources of nonhousehold members and the excluded household members specified in Sections 63-402.226 (SSI/SSP recipients), shall not be considered available to the household, but 63-402.21 provides for purposes of defining a household, the following individual shall not be included as a member of the household unless included as a household member as specified in 63-402.14 which provides separate status shall not be granted to: .143 An individual living with the household who is a spouse of a member of the household.

10. REQUESTOR'S PROPOSED ANSWER:

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11. STATE POLICY RESPONSE (CFPB USE ONLY):

According to MPP 63-503.45 "The income and resources of nonhousehold members as specified in Section 63-402.21 and the excluded household members specified in Sections 63-402.225, .226, and .322 shall not be considered available to the household." This indicates that no matter what the resources or income are, their resources and income shall not be included in the household total, spouse or not.

FOR CDSS USE

DATE RECEIVED:

May 17, 2013

DATE RESPONDED TO COUNTY/ALJ:

May 29, 2013